LEWIS BRISBOIS BISGAARD & SMITH LLP 1 JOHN S. POULOS, SB# 154689 E-Mail: John.Poulos@lewisbrisbois.com 2 CAITLIN A. COLMAN, SB# 274075 E-Mail: Caitlin.Colman@lewisbrisbois.com 3 2020 West El Camino Avenue, Suite 700 Sacramento, California 95833 Telephone: 916.564.5400 Facsimile: 916.564.5444 5 Attorneys for Defendant Hilti, Inc. 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION 10 11 S & J RENTALS, INC. d/b/a TWIN CITIES CASE NO. 2:16-cv-00879-MCE-KJN EQUIPMENT RENTALS, a California **12** corporation, individually and on behalf of all STIPULATION AND ORDER others similarly situated, CONTINUING HEARING ON 13 **DEFENDANT HILTI, INC.'S (1) MOTION** Plaintiff, TO DISMISS AND MOTION TO STRIKE 14 **JURY DEMAND; AND (2) MOTION TO** TRANSFER VS. **15** HILTI, INC., an Oklahoma corporation, **16** Defendant. **17** Assigned to Hon. Morrison C. England, Jr. 18 Trial Date: None Set 19 20 Pursuant to Eastern District of California Local Rules 143 and 230, Plaintiff S & J Rentals, 21 Inc. ("Plaintiff") and Defendant Hilti, Inc. ("Defendant"), by and through their respective counsel, 22 hereby stipulate as follows: 23 **STIPULATION** 24 WHEREAS, the hearing date for Defendant's Motion to Dismiss and Motion to Strike Jury 25 Demand (Dkt. No. 8) and Motion to Transfer (Dkt. No. 9) (together, "Motions") is currently **26** scheduled for August 25, 2016; and 27 WHEREAS, the parties have agreed to continue the hearing date for the Motions to September 8, 2016 at 2pm in Courtroom 7. STIPULATION AND ORDER CONTINUING HEARING CASE NO. 2:16-CV-00879-MCE-KJN

**BRISBOI** 

Now, THEREFORE, undersigned counsel for the parties, stipulate and agree as follows:  1. The hearing on Defendant's Motions is continued to September 8, 2016 at 2pm in Courtroom 7.  2. Defendant's Replies in Support of Motions will be due August 25, 2016.  IT IS HEREBY STIPULATED.  DATED: August 18, 2016  By: /s/ John S. POULOS CAITLIN A. COLMAN LEWIS BRISBOIS BISGAARD & SMITH LLP  By: /s/ John S. Poulos John S. Poulos John S. Poulos Attorneys for Defendant Hilti, Inc.  DATED: August 18, 2016  KERSHAW, COOK & TALLEY PC  By: /s/ Ian J. Barlow William A. Kershaw Stuart C. Talley 401 Watt Avenue Sacramento, California 95864 Telephone: (916) 779-7000 Facsimile: (916) 779-7000 Facsimile: (916) 721-2501  Attorneys for Plaintiff and the Class  ORDER  IT IS SO ORDERED.  Dated: August 22, 2016  MORRISON C. ENGLAND, IR) UNITED STATES DISTRICT JUDGE			
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14       Ian J. Barlow         15       William A. Kershaw         16       401 Watt Avenue         17       Sacramento, California 95864         Telephone: (916) 779-7000       Facsimile: (916) 721-2501         18       Attorneys for Plaintiff and the Class         20       ORDER         21       IT IS SO ORDERED.         22       Dated: August 22, 2016         3       MORRISON C. ENGLAND, JR         UNITED STATES DISTRICT JUDGE	13		
William A. Kershaw   Stuart C. Talley   401 Watt Avenue   Sacramento, California 95864   Telephone: (916) 779-7000   Facsimile: (916) 721-2501   Attorneys for Plaintiff and the Class	14		
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